HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

W.P. No.12242 of 1998

22.6.2007

Between

Syed Azam died per LR ..Petitioner

AND

The Secretary to the Government of Andhra Pradesh, Education Department, Hyderabad and others ..Respondents

:: JUDGMENT ::

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The original writ petitioner, who is said to be the owner of the property at Amberpet locality of twin cities, appears to have leased it out for the purpose of running Government High School for girls. The writ petitioner claimed that his repeated requests for enhancing the lease amount appropriately has not been materializing and he also points out that the vast extent of land in a decent locality has been made available as it would serve a noble cause. But inspite of passage of long years, the State Government is not taking any meaningful steps for paying him appropriate lease amount. Unfortunately, the original owner has passed away and his legal representative is prosecuting the present writ petition.

At my instance, as suggested by the learned Government Pleader, the request for enhancement of lease amount has been filed in the appropriate form supplied by the Department. The learned Government Pleader for School Education stated that the said application will receive consideration at the hands of the appropriate agency of the Government and it requires minimum of six weeks' times to consider the same and take a decision. Since, the learned Government Pleader has also assured that the request made by the legal representative of the original writ petitioner would receive appropriate consideration, I consider that the writ petition can be disposed of by directing the respondents to finalize the proposal relating to enhancing

the lease amount by taking into account and consideration all relevant factors such as the availability of the infrastructure, advantage of the locality, its potential for fetching higher rental value and a decision in this regard be taken at any rate on or before 30.9.2007 and be communicated to the legal representative of the writ petitioner also immediately. It is needless to mention that the decision will also disclose the reasons that weighed with the authorities concerned. I have no doubt in my mind that the paramount consideration for the State is to ensure that such facilities are available in the locality as the objective meant for providing school for girls should be pursued with necessary vigour.

With this, the writ petition stands disposed of. No costs.

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NOOTY RAMAMOHANA RAO.J.

22.6.2007

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